

110TH CONGRESS  
1ST SESSION

# H. R. 3741

For the relief of certain members of the First Brigade Combat Team of  
the 34th Infantry Division of the Army National Guard.

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 3, 2007

Mr. KLINE of Minnesota (for himself, Mr. PETERSON of Minnesota, Mr. RAMSTAD, Ms. MCCOLLUM of Minnesota, Mrs. BACHMANN, Mr. WALZ of Minnesota, and Mr. ELLISON) introduced the following bill; which was referred to the Committee on Veterans' Affairs

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## A BILL

For the relief of certain members of the First Brigade Combat Team of the 34th Infantry Division of the Army National Guard.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. FINDINGS.**

4       Congress finds the following:

5               (1) The First Brigade Combat Team of the  
6       34th Infantry Division of the Army National Guard  
7       served a total of 22 months on active duty in sup-  
8       port of Operation Iraqi Freedom.

1           (2) The period of active duty is the longest con-  
2           tinuous deployment of any United States ground  
3           combat military unit during Operation Iraqi Free-  
4           dom.

5           (3) Title 38, United States Code, requires that  
6           members of the National Guard and Reserves be ob-  
7           ligated to serve a minimum of 24 months on active  
8           duty to qualify for the Montgomery GI Bill edu-  
9           cation benefits.

10          (4) At the convenience of the Government, the  
11          actual period of active duty may be reduced to a  
12          total of 20 consecutive months.

13          (5) Because of an administrative error, the or-  
14          ders obligating some members of the First Brigade  
15          of the 34th Infantry Division resulted in a period of  
16          active duty a few days shorter in length than the  
17          730-day period required by title 38, United States  
18          Code.

19          (6) These members of the First Brigade of the  
20          34th Infantry Division should not be denied edu-  
21          cation benefits in the same manner as those whose  
22          orders meet the requirements of title 38, United  
23          States Code, because of an administrative error on  
24          the part of the Government.

1 **SEC. 2. PAYMENT OF BASIC EDUCATIONAL ASSISTANCE EN-**  
2 **TITLEMENT FOR SERVICE IN THE SELECTED**  
3 **RESERVE.**

4 Any individual who is a member of the First Brigade  
5 Combat Team of the 34th Infantry Division of the Army  
6 National Guard who, before the date of the enactment of  
7 this Act, has served an obligated period of active duty of  
8 at least 20 months of continuous active duty in the Armed  
9 Forces in support of Operation Iraqi Freedom, character-  
10 ized by the Secretary of the military department concerned  
11 as honorable service, shall be deemed to have met the re-  
12 quirements of section 3012(a)(1) of title 38, United States  
13 Code.

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